

REGULAR MEETING OF CITY COUNCIL

MINUTES

Monday, May 2, 2022 4:30 pm Council Chambers and Video Conference

Present:	Mayor C. Provenzano, Councillor P. Christian, Councillor S.
	Hollingsworth, Councillor L. Dufour, Councillor L. Vezeau-Allen,
	Councillor D. Hilsinger, Councillor M. Shoemaker, Councillor M.
	Bruni, Councillor R. Niro, Councillor C. Gardi, Councillor M. Scott

Officials: M. White, R. Tyczinski, M. Zuppa, F. Coccimiglio, (L. Girardi, T. Vair, K. Fields, D. McConnell, B. Lamming, T. Anderson, C. Rumiel, P. Milosevich, , T. Vecchio, P. Tonazzo, J. Allard, L. Bell, E. Cormier by video conference)

1. Land Acknowledgement

2. Adoption of Minutes

Moved by: Councillor M. Bruni Seconded by: Councillor M. Shoemaker

Resolved that the Minutes of the Regular Council Meeting of April 11, 2022 be approved.

3. Questions and Information Arising Out of the Minutes and not Otherwise on the Agenda

4. Declaration of Pecuniary Interest

4.1 Councillor R. Niro – A-4-22-Z.OP 522 Allen's Side Road

Daughter lives within notification area.

4.2 Councillor M. Shoemaker – A-4-22-Z.OP 522 Allen's Side Road

Applicant is a client of law firm.

5. Approve Agenda as Presented

Moved by: Councillor R. Niro Seconded by: Councillor M. Shoemaker

Resolved that the Agenda and Addendum #1 for May 2, 2022 City Council Meeting as presented be approved.

6. Proclamations/Presentations

6.1 2020 Medal of Merit Award Presentations

- Honourable Justice Ray Stortini
- Shingwauk Residential Schools Centre

6.2 2021 Community Development Award

Joe Greco, Sam DeSumma, Mark Febbraro were in attendance to receive the award. Bob Burns, Chair, Community Development Award Committee was in attendance.

- 6.3 Museum Month
- 6.4 Mental Health Week
- 6.5 Melanoma and Skin Cancer Awareness Month
- 6.6 Brain Tumour Awareness Month
- 7. Communications and Routine Reports of City Departments, Boards and Committees Consent Agenda

Moved by: Councillor R. Niro Seconded by: Councillor D. Hilsinger

Resolved that all the items listed under date May 2, 2022 – Agenda item 7 – Consent Agenda save and except Agenda item 7.11 be approved as recommended.

Carried

7.1 Year End Financial Report – December 31, 2021

The report of the Chief Financial Officer and Treasurer was received by Council.

Moved by: Councillor M. Bruni Seconded by: Councillor M. Shoemaker

Resolved that the report of the Chief Financial Officer and Treasurer regarding the 2021 year end financial reports be received and that Council approve the 2021 year end reserve transfers.

7.2 First Quarter Financial Report – March 31, 2022

The report of the Chief Financial Officer and Treasurer was received by Council. Moved by: Councillor M. Bruni Seconded by: Councillor M. Shoemaker

Resolved that the report of the Chief Financial Officer and Treasurer dated May 2, 2022 concerning First Quarter Financial Report be received as information.

Carried

7.3 2022 Tax Policy and Rates

The report of the Chief Financial Officer and Treasurer was received by Council.

The relevant By-laws 2022-76, 2022-77, and 2022-78 are listed under item 12 of the Minutes.

7.4 2022 Property Tax Capping Options

The report of the Chief Financial Officer and Treasurer was received by Council.

The relevant By-law 2022-75 is listed under item 12 of the Minutes.

7.5 Tender for Ready-Mix Concrete

The report of the Manager of Purchasing was received by Council.

Moved by: Councillor R. Niro Seconded by: Councillor D. Hilsinger

Resolved that the report of the Manager of Purchasing dated May 2, 2022 be received and that the tender submitted by Caswell Concrete Products for the supply of ready-mix concrete for the 2022 construction season commencing May 3, 2022 at the tendered pricing (HST extra) be approved.

Carried

7.6 Wide Area Network Service RFP

The report of the Manager of Purchasing was received by Council.

Moved by: Councillor R. Niro Seconded by: Councillor M. Shoemaker

Resolved that the report of the Manager of Purchasing dated May 2, 2022 be received and that the proposal submitted by Ontera for the provision of Wide Area Network Services for a period of five years be approved.

A By-law authorizing signature of the agreement for this project will appear on a future Council Agenda.

7.7 Kids Being Kids Summer Program

The report of the Manager of Recreation and Culture was received by Council.

Moved by: Councillor M. Bruni Seconded by: Councillor M. Shoemaker

Resolved that the report of the Manager of Recreation and Culture dated May 2, 2022 be received and that the partnership with District of Sault Ste. Marie Social Services Administration Board Kids Being Kids summer program to provide use of the John Rhodes Centre and Northern Community Centre and waive rental fees amounting to \$1,884 be approved.

Carried

7.8 Firearms By-law Exemptions – Ermatinger Clergue National Historic Site

The report of the Curator of the Ermatinger Clergue National Historic Site was received by Council.

The relevant By-law 2022-81 is listed under item 12 of the Minutes.

7.9 Tenaris Industrial Transformation Project EDF Agreement

The report of the Deputy CAO, Community Development and Enterprise Services was received by Council.

The relevant By-law 2022-84 is listed under item 12 of the Minutes.

7.10 2022 City Share Tourism Expenditures

The report of the Director Tourism and Community Development was received by Council.

Moved by: Councillor R. Niro Seconded by: Councillor M. Shoemaker

Resolved that the report of the Director Tourism and Community Development dated May 2, 2022 concerning the allocation of the Municipal Accommodation Tax (MAT) be received and that the use of the \$187,183 of the City share of Tourism Funds from the 2021 MAT and uncommitted reserve funds transfer for tourism related cycling infrastructure and general product development be approved.

Carried

7.12 Municipal Law Enforcement Officers

The report of the Manager of Transit and Parking was received by Council.

The relevant By-law 2022-82 is listed under item 12 of the Minutes.

7.13 Noise Exemption – Filming of "The Day Lacy Called"

The report of the Film, TV and Digital Media Coordinator was received by Council.

The relevant By-law 2022-89 is listed under item 12 of the Minutes.

7.14 Two Billion Trees Program Application – Sault Ste. Marie Urban Tree Canopy and Land Analysis Study

The report of the Sustainability Coordinator was received by Council.

Moved by: Councillor M. Bruni Seconded by: Councillor M. Shoemaker

Resolved that the report of the Sustainability Coordinator dated May 2, 2022 concerning Natural Resources Canada 2 Billion Trees Program Application – Sault Ste. Marie Urban Tree Canopy and Land Analysis Study be received as information.

Carried

7.15 Invasive Species Centre Workshop Community Development Fund Application

The report of the Sustainability Coordinator was received by Council.

Moved by: Councillor R. Niro Seconded by: Councillor M. Shoemaker

Resolved that the report of the Sustainability Coordinator dated May 2, 2022 concerning Invasive Species Centre Workshop Community Development Fund Green Initiatives Program application be received and that the recommendation of the Environmental Sustainability Committee to allocate \$2,640.40 be approved.

Carried

7.16 2022 Resurfacing Program

The report of the Director of Engineering was received by Council.

Moved by: Councillor R. Niro Seconded by: Councillor D. Hilsinger

Resolved that the report of the Director of Engineering dated May 2, 2022 be received and that the 2022 Road Resurfacing Program be approved.

Carried

7.17 Angelina Avenue Reconstruction

The report of the Director of Engineering was received by Council.

The relevant By-laws 2022-85 and 2022-86 are listed under item 12 of the Minutes.

7.18 Cedar and Dufferin Street Reconstruction

The report of the Director of Engineering was received by Council.

The relevant By-laws 2022-87 and 2022-88 are listed under item 12 of the Minutes.

7.19 DSSMSSAB Lease Agreement

The report of the Fire Chief was received by Council.

The relevant By-law 2022-64 and 2022-65 is listed under item 12 of the Minutes.

7.20 Patio Update

The report of the Planner was received by Council.

Moved by: Councillor M. Bruni Seconded by: Councillor M. Shoemaker

Resolved that the report of the Planner dated May 2, 2022 concerning outdoor patios be received and that:

- 1. All existing patio licence of occupation approvals be repealed and re-issued to remove COVID-19 regulations at no cost to the businesses;
- 2. Application and parking space utilization fees for patios be waived through to December 31, 2022.

Carried

7.21 Rental Housing Incentive Program 17 – 899 Second Line West

The report of the Senior Planner was received by Council.

Moved by: Councillor R. Niro Seconded by: Councillor D. Hilsinger

Resolved that the report of the Senior Planner dated May 2, 2022 concerning the Rental Housing Incentive Program be received and that a three-year incremental tax grant (75% in year one, 50% in year two, and 25% in year three) for the proposed 5-unit townhouse development at 899 Second Line West be approved subject to:

- 1. That the municipal tax grant applies only to the increase in assessment resulting from new construction; and
- 2. After the grant program is completed, full municipal taxes will apply.

Carried

7.11 Sault Lock Tours Inc. Tourism Development Fund Application

The report of the Director of Tourism and Community Development was received by Council.

Moved by: Councillor M. Bruni Seconded by: Councillor M. Shoemaker

Resolved that the report of the Director of Tourism and Community Development dated May 2, 2022 concerning Sault Lock Tours Inc. Tourism Development Fund Application be received and that the recommendation of the Tourism Sault Ste. Marie Board of Directors to allocate \$25,000 per year for five years be approved;

Further, that first year dock rental fee of \$5,960 be waived and a rate of \$5,000 be established for dock rental for Sault Lock Tours Inc. annually thereafter.

	For	Against	Absent
Mayor C. Provenzano	Х		
Councillor P. Christian	Х		
Councillor S. Hollingsworth	Х		
Councillor L. Dufour	Х		
Councillor L. Vezeau-Allen	Х		
Councillor D. Hilsinger	Х		
Councillor M. Shoemaker	Х		
Councillor M. Bruni		Х	
Councillor R. Niro	Х		
Councillor C. Gardi	Х		
Councillor M. Scott		Х	
Results	9	2	0

Carried

7.11.1 Amending Motion

Moved by: Councillor M. Scott Seconded by: Councillor M. Bruni

Resolved that the following words be deleted:

"the recommendation of the Tourism Sault Ste. Marie Board of Directors to allocate \$25,000 per year for five years be approved

Further, that first year dock rental fee of \$5,960 be waived and a rate of \$5,000 be established for dock rental for Sault Lock Tours Inc. annually thereafter."

and replaced with the following:

"a one year pilot project for Sault Lock Tours Inc., allocating \$25,000 for that year with staff to report back on the results of the pilot with the option for Council to decide at that time on allocating an additional \$25,000 per year for four additional years."

	For	Against	Absent
Mayor C. Provenzano		Х	
Councillor P. Christian		Х	
Councillor S. Hollingsworth		Х	
Councillor L. Dufour		х	
Councillor L. Vezeau-Allen		Х	
Councillor D. Hilsinger		х	
Councillor M. Shoemaker		х	
Councillor M. Bruni	Х		
Councillor R. Niro		х	
Councillor C. Gardi		х	
Councillor M. Scott	Х		
Results	2	9	0

Defeated

8. Reports of City Departments, Boards and Committees

8.1 Administration

8.2 Corporate Services

8.3 Community Development and Enterprise Services

8.3.1 Downtown Plaza Update

The report of the Deputy CAO, Community Development and Enterprise Services was received by Council.

Moved by: Councillor R. Niro Seconded by: Councillor D. Hilsinger

Resolved that the report of the Deputy CAO, Community Development and Enterprise Services dated May 2, 2022 concerning Downtown Plaza Update be received and that Council

authorize an allocation of up to \$1,318,569 from the Canada Community Building Fund funding to support plaza construction.

A report from the Purchasing Department concerning the award of the tender appears elsewhere on the Agenda.

	For	Against	Absent
Mayor C. Provenzano	Х		
Councillor P. Christian	Х		
Councillor S. Hollingsworth	Х		
Councillor L. Dufour	Х		
Councillor L. Vezeau-Allen	Х		
Councillor D. Hilsinger	Х		
Councillor M. Shoemaker		Х	
Councillor M. Bruni		Х	
Councillor R. Niro	Х		
Councillor C. Gardi	Х		
Councillor M. Scott		Х	
Results	8	3	0

Carried

8.3.2 Tender – Downtown Plaza Development

The report of the Manager of Purchasing was received by Council.

Moved by: Councillor R. Niro Seconded by: Councillor D. Hilsinger

Resolved that the report of the Manager of Purchasing dated May 2, 2022 be received and that the tender submitted by Avery Construction Ltd. for construction of the Downtown Plaza at the negotiated tendered price of \$8,594,530.71 plus HST be approved.

A By-law authorizing signature of the contract will appear on a future Council Agenda.

	For	Against	Absent
Mayor C. Provenzano	Х		
Councillor P. Christian	Х		

Councillor S. Hollingsworth	Х			
Councillor L. Dufour	Х			
Councillor L. Vezeau-Allen	Х			
Councillor D. Hilsinger	Х			
Councillor M. Shoemaker		Х		
Councillor M. Bruni		Х		
Councillor R. Niro	Х			
Councillor C. Gardi	Х			
Councillor M. Scott		Х		
Results	8	3	0	

Carried

8.4 Public Works and Engineering Services

- 8.5 Fire Services
- 8.6 Legal
- 8.7 Planning

8.7.1 A-3-22-Z.OP 189 Upton Road and 1035 Wellington Street East (Zion Evangelical Lutheran Church)

The report of the Planner was received by Council.

Moved by: Councillor R. Niro Seconded by: Councillor M. Shoemaker

Resolved that the report of the Planner dated May 2, 2022 concerning Official Plan and Rezoning Application A-3-22-Z.OP be received and that Council postpone this application to May 24, 2022.

For	Against	Absent
Х		
Х		
Х		
Х		
	x x x	X X X

Councillor L. Vezeau-Allen	х			
Councillor D. Hilsinger	Х			
Councillor M. Shoemaker	Х			
Councillor M. Bruni	Х			
Councillor R. Niro	Х			
Councillor C. Gardi	Х			
Councillor M. Scott	Х			
Results	11	0	0	

Carried

8.7.2 A-4-22-Z.OP 522 Allen's Side Road

Councillor R. Niro declared a conflict on this item. (Daughter lives within notification area.)

Councillor M. Shoemaker declared a conflict on this item. (Applicant is a client of law firm.)

Frank Naccarato and Anthony Cesario were in attendance representing the Applicant.

Moved by: Councillor M. Bruni

Seconded by: Councillor S. Hollingsworth

Resolved that the report of the Planner dated May 2, 2022 concerning Official Plan and Rezoning Application A-4-22-Z.OP be received and that Council:

Redesignate the southern 74 metres of 522 Allen's Side Road from Rural Area to Industrial on Land Use Schedule C of the Official Plan by approving Official Plan Amendment #238;

Rezone the southern 74 metres of 522 Allen's Side Road from Rural Area Zone (RA) to Light Industrial Zone (M1.S291) with Special Exception 291 to, in addition to the uses permitted in a Light Industrial Zone (M1);

- 1. Permit the manufacture and assembly of solar panels.
- 2. Prohibit the following uses:
 - Contractors yard;
 - Delivery and courier services;
 - Dry cleaning and laundry plants;
 - Manufacturing of food and beverages;
 - Rental and leasing; and
 - Warehousing, wholesaling and distribution centres.

And that the southern 74 metres of 522 Allen's Side Road be deemed subject to site plan control as per section 41 of the *Planning Act;*

And that the Legal Department be requested to prepare the necessary by-law(s) to effect the same.

	For	Against	Absent
Mayor C. Provenzano	Х		
Councillor P. Christian	Х		
Councillor S. Hollingsworth	Х		
Councillor L. Dufour	Х		
Councillor L. Vezeau-Allen	Х		
Councillor D. Hilsinger	Х		
Councillor M. Shoemaker			
Councillor M. Bruni	Х		
Councillor R. Niro			
Councillor C. Gardi	Х		
Councillor M. Scott	Х		
Results	9	0	0

Carried

8.8 Boards and Committees

- 9. Unfinished Business, Notice of Motions and Resolutions Placed on Agenda by Members of Council
- 10. Committee of the Whole for the Purpose of Such Matters as are Referred to it by the Council by Resolution
- 11. Adoption of Report of the Committee of the Whole

12. Consideration and Passing of By-laws

Moved by: Councillor R. Niro Seconded by: Councillor M. Shoemaker

Resolved that all By-laws under item 12 of the Agenda under date May 2, 2022 be approved.

Carried

12.1 By-laws before Council to be passed which do not require more than a simple majority

12.1.1 By-law 2022-64 (Agreement) DSSAB 65 Old Garden River Road

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-64 being a by-law to authorize the execution of the Agreement between the City and The Sault Ste. Marie District Social Services Administration Board authorizing the extension of the lease agreement regarding 65 Old Garden River Road be passed in open Council this 2nd day of May, 2022.

Carried

12.1.2 By-law 2022-65 (Agreement) DSSAB 72 Tancred Street

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-65 being a by-law to authorize the execution of the Agreement between the City and The Sault Ste. Marie District Social Services Administration Board authorizing a one year temporary agreement regarding 72 Tancred Street be passed in open Council this 2nd day of May, 2022.

Carried

12.1.3 By-law 2022-75 (Taxes) Tax Capping Options

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-75 being a by-law to Adopt Optional Tools for the Purposes of Administering Limits for the Commercial and Industrial Property Classes be passed in open Council this 2nd day of May, 2022.

Carried

12.1.4 By-law 2022-76 (Taxes) Final Tax Billing

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-76 being a by-law to provide for 2022 final tax billing be passed in open Council this 2nd day of May, 2022.

Carried

12.1.5 By-law 2022-77 (Taxes) Adoption Tax Ratios

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-77 being a by-law to provide for the adoption of tax ratios be passed in open Council this 2nd day of May, 2022.

Carried

12.1.6 By-law 2022-78 (Taxes) Property Tax Rates

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-78 being a by-law to provide for the adoption of property tax rates for 2022 be passed in open Council this 2nd day of May, 2022.

Carried

12.1.7 By-law 2022-79 (Zoning) 149 Pim Street (Scott/Lock)

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-79 being a by-law to amend Sault Ste. Marie Zoning By-laws 2005-150 and 2005-151 concerning lands located at 149 Pim Street (Scott/Lock) be passed in open Council this 2nd day of May, 2022.

Carried

12.1.8 By-law 2022-80 (Engineering) AECOM Canada Limited South Market Storm Sewer Rehabilitation Project

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-80 being a by-law to authorize the execution of the Agreement between the City and AECOM Canada Limited for the South Market storm sewer rehabilitation project be passed in open Council this 2nd day of May, 2022.

Carried

12.1.9 By-law 2022-81 (Regulations) Firearms Exemption and Noise Exemption

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-81 being a by-law to exempt the Ermatinger Clergue National Historic Site, from By-law 2008-168 being a firearms by-law to prohibit the discharge of firearms in the municipality and from By-law 80-200 being a by-law respecting noises in the City of Sault Ste. Marie be passed in open Council this 2nd day of May, 2022.

Carried

12.1.10 By-law 2022-82 (Parking) Municipal Law Enforcement Officers

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-82 being a by-law to appoint Municipal Enforcement Officers to enforce the by-laws on various private properties and to amend Schedule "A" to By-law 90-305 be passed in open Council this 2nd day of May, 2022.

Carried

12.1.11 By-law 2022-83 (Agreement) Green Circle Environmental Recycling Inc. (GFL Environmental Inc.)

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-83 being a by-law to authorize the execution of the Amending Agreement between the City and Green Circle Environmental Recycling Inc. to amend the Agreement dated August 12, 2002 for the provision of curbside recyclables collection and processing (GFL Environmental Inc.) be passed in open Council this 2nd day of May, 2022.

Carried

12.1.12 By-law 2022-84 (Agreement) EDC Tenaris Industrial Transformation EDF (Algoma Tubes, Inc.)

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-84 being a by-law to authorize the execution of the Agreement between the City and The Sault Ste. Marie Economic Development Corporation and Algoma Tubes, Inc. to formalize the previously approved Economic Development Program contribution be passed in open Council this 2nd day of May, 2022.

Carried

12.1.13 By-law 2022-85 (Engineering) Angelina Avenue Reconstruction (Contract 2022-2E)

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-85 being a by-law to authorize the execution of the Contract between the City and Trimount Construction Group Inc. for the reconstruction of Angelina Avenue (Contract 2022-2E) be passed in open Council this 2nd day of May, 2022.

Carried

12.1.14 By-law 2022-86 (Temporary Street Closing) Angelina Avenue

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-86 being a by-law to permit the temporary closing of Angelina Avenue from May 15, 2022 to November 30, 2022 be passed in open Council this 2nd day of May, 2022.

Carried

12.1.15 By-law 2022-87 (Engineering) Cedar Street and Dufferin Street Reconstruction (Contract 2022-4E)

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-87 being a by-law to authorize the execution of the Contract between the City and Avery Construction Limited for the reconstruction of Cedar Street and Dufferin Street (Contract 2022-4E) be passed in open Council this 2nd day of May, 2022.

Carried

12.1.16 By-law 2022-88 (Temporary Street Closing) Cedar Street and Dufferin Street

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-88 being a by-law to permit the temporary closing of Cedar Street between Tancred Street and Wilson Street and Dufferin Street between Grosvenor Avenue and Trelawne Avenue from May 15, 2022 to November 30, 2022 be passed in open Council this 2nd day of May, 2022.

Carried

12.1.17 By-law 2022-89 (Noise) Exemption to By-law 80-200

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-89 being a by-law to exempt the various locations of filming of the film The Day Lacy Called, overnight on May 4 and 5, 2022 from the Noise Control By-law 80-200 be passed in open Council this 2nd day of May, 2022.

Carried

12.2 By-laws before Council for FIRST and SECOND reading which do not require more than a simple majority

12.3 By-laws before Council for THIRD reading which do not require more than a simple majority

12.3.1 By-law 2022-39 (Lane Closing and Conveyance) McDougald Subdivision

Moved by: Councillor M. Bruni Seconded by: Councillor D. Hilsinger

Resolved that By-law 2022-39 being a by-law to stop up, close and authorize the conveyance of a lane in the McDougald Subdivision, Plan 366MCD be read a THIRD time in open Council this 2nd day of May, 2022.

Carried

13. Questions By, New Business From, or Addresses by Members of Council Concerning Matters Not Otherwise on the Agenda

14. Closed Session

15. Adjournment

Moved by: Councillor R. Niro Seconded by: Councillor M. Shoemaker

Resolved that this Council now adjourn.

Carried

"Christian Provenzano"

Mayor

"Rachel Tyczinski"

City Clerk